

ESTTA Tracking number: **ESTTA664880**

Filing date: **04/03/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91218603
Party	Defendant Ark Sciences, Inc.
Correspondence Address	GRACE J FISHEL LAW OFFICES GRACE J FISHEL 2200 W PORT PLAZA DR, STE 202 SAINT LOUIS, MO 63146-3211 UNITED STATES fishel@theapplicant.com
Submission	Other Motions/Papers
Filer's Name	Grace J. Fishel
Filer's e-mail	fishel@theapplicant.com
Signature	/Grace J. Fishel/
Date	04/03/2015
Attachments	MotionToSuspendProceedingAndResetTrialDates.pdf(48469 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

ZEUTER INC.,	:	
	:	
Opposer,	:	Opposition No. 91218603
	:	Serial No. 86170911
v.	:	Mark: ZEUTERIN
	:	
ARK SCIENCES, INC.,	:	
	:	
_____Applicant.	:	

MOTION TO SUSPEND PROCEEDING AND RESET TRIAL DATES

Applicant, Ark Sciences, Inc., by and through its undersigned attorney, hereby moves to suspend the proceeding pending the Board's decision on Opposer's Request for Reconsideration of the Board's decision to grant applicant's motion for relief from final judgment under Fed. R. Civ. P. 55(c) and Fed. R. Civ. P. 60(b), as made applicable by 37 CFR § 2.116(a).


A Request for Reconsideration was filed on April 2, 2015 by Opposer in response to Applicant's attempt to schedule a Discovery Conference. The decision by the Board on Opposer's Request for Reconsideration is potentially dispositive of the proceeding and the case should therefore be suspended by the Board with respect to all matters not germane to the Request for Reconsideration except as may be otherwise specified in the Board's suspension order.

WHEREFORE, Applicant respectfully requests the granting of this Motion to Suspend Proceeding and Reset Trial Dates.

Respectfully submitted,

ARK SCIENCES, INC.

Date: April 3, 2015

By: 
Grace J. Fishel, Esq.
Law Office of Grace J. Fishel
2200 W Port Plaza Drive - Suite 202
Saint Louis, Missouri 63146-3211
Telephone: (314) 878-0440
Attorney for Applicant

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copies of the foregoing MOTION TO SUSPEND PROCEEDING AND RESET TRIAL SCHEDULE was served upon Opposer by mailing same via First Class Mail, postage prepaid, to Mr. Nick Slater, Zeuter, Inc., P.O. Box 387, Zephyr Cove, Nevada 89448, this 3rd day of April, 2015.

